

Section 4 would provide penalties for a governmental entity that does not submit the information required to the AOC. If the director of the AOC determines there is no good cause for the failure, a fine of \$500 or the equivalent of 25% of the fine and fee revenue collected for the fiscal year would be assessed, whichever is greater.

Section 5 would allow the Auditor of Public Accounts to perform a financial audit of records related to revenue assessed and collected through fines and fees and require a copy of the audit report to be submitted to the Legislative Research Commission, Attorney General, Governor, and director of AOC.

Section 6 would provide that data and reports compiled under the Act are subject to public inspection under the Kentucky Open Records Act.

The fiscal impact of HB 820 on local government entities is expected to be minimal assuming that these entities comply with requirements. The required annual reporting of fine and fee assessment is not expected to be particularly burdensome. The penalties of failure to report could have a significant negative impact at 25% of fine and fee revenue, however the frequency of failure cannot be predicted.

Data Source(s): LRC Staff

Preparer: Jacob Blevins (RB) **Reviewer:** KHC **Date:** 3/8/24